

**DEPARTMENT OF TRANSPORTATION**

DIVISION OF ENGINEERING SERVICES

OFFICE ENGINEER, MS 43

1727 30<sup>th</sup> STREET

P. O. BOX 168041

SACRAMENTO, CA 95816-8041

PHONE (916) 227-6285

FAX (916) 227-6282

TTY 711

*Flex your power!  
Be energy efficient!*

May 25, 2011

Facsimile: (661) 835-8424

Lee Hawkins, President  
JTS Construction  
P.O. Box 41765  
Bakersfield, CA 93384

09-342404  
09-Iny-5709  
B.O. 5/18/11

Dear Mr. Hawkins:

The Department received a bid submitted by JTS Construction for Contract No. 09-342404. The bids were opened on May 18, 2011. JTS Construction did not adhere to the directions found in the Bid Book on Page 1 Section 2 which states in part:

“...Bidder submits this bid with a unit price and the item total (the product of the unit price and the quantity) for each item and a total price (the sum of the item totals) in the spaces provided on the attached Bid Item List...Do not round item totals or the total bid.”

JTS Construction failed to submit unit prices 6 times out of 17 (35%) non lump sum items.

JTS Construction's failure to follow the instructions found in the Bid Book required the bid verification staff to recalculate the noncompliant bid – delaying the verified bid results. JTS Construction carelessness on this contract resulted in a verified total to be higher than the original bid amount.

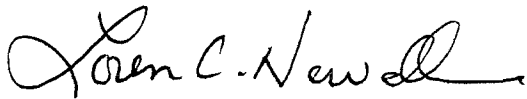
For the aforementioned reasons, the Department may find JTS Construction to be a non-responsible bidder if it continues to carelessly complete its bids.

Mr. Hawkins  
May 25, 2011  
Page 2

Furthermore, JTS Construction didn't acknowledge Addendum No. 1 on line 3 page 2 of the Bid signature page. JTS Construction did acknowledge Addendum 1 on the Bid Item List page.

If you have any questions, please contact Tammy Thomas, Contract Awards Branch Chief, at (916) 227-6228.

Sincerely,

A handwritten signature in black ink, reading "Loren C. Newell". The signature is fluid and cursive, with a large initial "L" and a stylized "C" and "N".

Loren Newell  
Acting Chief, Office of Contract Awards and Services  
Office Engineer  
Division of Engineering Services

Attachments

# BID ITEM LIST

09-342404

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
1	074016	CONSTRUCTION SITE MANAGEMENT	LS	LUMP SUM	LUMP SUM	25,200
2	074019	PREPARE STORM WATER POLLUTION PREVENTION PLAN	LS	LUMP SUM	LUMP SUM	3250 -
3	074042	TEMPORARY CONCRETE WASHOUT (PORTABLE)	LS	LUMP SUM	LUMP SUM	8,000
4	074057	STORM WATER ANNUAL REPORT	EA	1	2,000.00	2,000.00
5	150608	REMOVE CHAIN LINK FENCE	LF	830		6523.80
6	150620	REMOVE GATE	EA	1		518 -
7	150769	REMOVE ASPHALT CONCRETE	CY	70		3,332 -
8	150805	REMOVE CULVERT	LF	40		310 -
9	153210	REMOVE CONCRETE	LS	LUMP SUM	LUMP SUM	545 -
10	190101	ROADWAY EXCAVATION	CY	4,300		126,435 -
11	203007	EROSION CONTROL (DRY SEED) (ACRE)	ACRE	0.3	10,164	3049.20
12	390132	HOT MIX ASPHALT (TYPE A)	TON	2,700		49,050 -
13	510502	MINOR CONCRETE (MINOR STRUCTURE)	CY	1.1	1625	1787.50
14	510526	MINOR CONCRETE (BACKFILL)	CY	10	500	5000
15	620002	6" ALTERNATIVE PIPE CULVERT	LF	31	50	1550
16	703233	GRATED LINE DRAIN	LF	110	110	12,700
17	731501	MINOR CONCRETE (CURB)	CY	16	580 -	4280
18	731517	MINOR CONCRETE (GUTTER)	CY	21	425	8925
19	750001	MISCELLANEOUS IRON AND STEEL	LB	239	425	1,015.75
20	800360	CHAIN LINK FENCE (TYPE CL-6)	LF	1,490	20 -	29,800

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION  
**BID TO THE DEPARTMENT OF TRANSPORTATION**  
DES-OE-0102.1 (REV. 2/2011)

2.6. For a lump sum based bid, the item total is the bid amount the Department uses for bid comparison.

For a unit price based bid, the sum of the item totals is the bid amount the Department uses for bid comparison.

For a cost plus time based bid, the sum of the item totals and the total bid for time is the bid amount the Department uses for bid comparison.

2.7. The Department's decision on the bid amount is final.

3. Bidder has and acknowledges the following addenda:

4. Bidder submits this bid with one of the following forms of bidder's security equal to at least 10 percent of the bid:

Cash \$ \_\_\_\_\_, Cashiers Check, Certified Check, Bidder's Bond

5. Bidder's signature is an affirmation of the included certifications. Bidder is cautioned that making a false certification may result in one or more of the following:

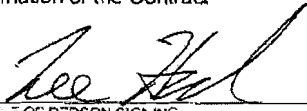
5.1. Criminal prosecution

5.2. Rejection of the bid

5.3. Rescission of the award

5.4. Termination of the Contract

BY (Authorized Signature)



DATE SIGNED (Do not type)

5/12/11

PRINTED NAME AND TITLE OF PERSON SIGNING

Lee Hawkins, President

**ADA Notice** For individuals with sensory disabilities, this document is available in alternate formats. For information: call (916) 654-6410 or TDD (916) 654-3880 or write Records and Forms Management, 1120 N Street, MS-89, Sacramento, CA 95814.

Contract No. 09-342404

**\*\* Transmit Conf. Report \*\***

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CAL/TRANS CONTR AWARDS Fax 916-227-6282

May 25 2011 02:58pm

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
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STATE OF CALIFORNIA — BUSINESS, TRANSPORTATION AND HOUSING AGENCY

EDMUND G. BROWN Jr., Governor

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